HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.22268 of 2006

Dated:01.11.2006

Between:

Yerra Appala Naidu.

…Petitioner

and

The District Collector and others.

…Respondent

HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.22268 of 2006

ORDER:

The petitioner was granted a quarry lease on 10.11.1996 for a period of ten years over an extent of Acs.5.00 (2.00 Hectares) of land in Survey No.100 situated at S.R.Puram in Pendurthy Mandal, for quarrying building stone and gravel. The lease is to expire on 09.11.2006. Therefore, the petitioner submitted an application to the fourth respondent on 13.06.2006 seeking renewal of the lease. As no orders are passed, he filed the present Writ Petition seeking a direction to respondents 4 and 5 to consider his application and pass appropriate orders.

At the stage of admission itself, the learned Government Pleader for Mines and Geology after getting instructions submits that the application submitted by the petitioner has been forwarded by the fourth respondent to the Mandal Revenue Officer, Pendurthy, for issue of No Objection Certificate (NOC) as per the instructions issued by the Government in G.O.Ms.No.181, dated 28.05.1998, and that as and when the NOC is obtained, necessary action will be taken. The same is recorded.

This Writ Petition is therefore, disposed of observing that respondents 4 and 5 should pass appropriate orders on the application

made by the petitioner, within a period of four weeks after obtaining necessary NOC from the Mandal Revenue Officer, Pendurthy, and till the same is considered, the petitioner is entitled to have the benefit of Rule 12(5)(h)(xi) of the Andhra Pradesh Minor Mineral Concession Rules, 1966.

The Writ Petition, with the above observations, is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

01.11.2006
vs